

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * *

9 GEORGE BURNS, an individual, *et al.*,)
10 Plaintiff,) 2:09-cv-2201-RLH-RJJ
11 vs.)
12 JULIUS ERVING, etc., *et al.*,) RECUSAL ORDER
13 Defendant.)

The undersigned United States Magistrate Judge for the District of Nevada, hereby
15 recuses himself from the above entitled matter in order to avoid the appearance of impropriety, in
16 a proceeding in which his impartiality might reasonably be questioned in that Plaintiff's counsel
17 is a member of the Merit Selection Panel evaluating the incumbent for reappointment. Code of
18 Judicial Conduct, Canon 3C(1) and Guide to Judiciary Policies and Procedures, II Op.
19 Committee on Codes of Conduct No. 97 (March 17, 2000).

Based on the foregoing, this matter is hereby referred to the Clerk for reassignment.
DATED this 21st day of March, 2011.

Robert J. Johnston
ROBERT J. JOHNSTON
United States Magistrate Judge